D July 9, 1973
Purchase Order No.
Statement No.

Lehrer Trucking Inc.
1604 Crooks Ave.
KAUKAUNA, WIS. 54130
Phone 766-2758

Department of Natural Resources
812 South Fisk Street - P. O. Box 3600
Green Bay, Wisconsin 54303

ATTENTION: Messrs. Lawrence Boehm and Allan Schoen

Gentlemen:

This letter will confirm our telephone conversation of July 6, 1973, at which time our Landfill and your most recent order of moving it back 300 feet from the existing waterway was discussed.

In starting our Landfill, we were almost 60 feet from the waterway. This was close, however, with weather conditions and getting started, some leakage seeped to the waterway. This was immediately corrected. The method employed was to trench along the edge of the fill area and pump the leakage back into the fill. We then dug a trench about 6 ft. deep and placed compacted clay along the trench and in the trench. This procedure was performed with the recommendation of the Department of Natural Resources. When completed, almost two years ago, the situation was corrected and the problem solved.

Now, two years later, the same trench is still holding and no leakage has penetrated it yet. The problem of leakage is now occurring in about the same place, however, our Landfill has now moved back some 120 ft. from the waterway and has lifted some 40 ft.; and the problem of leakage is from the left -- back 30 more feet and up some 20 feet. We are following our engineering topographical survey on this as you can see to slope a two to one hill on the track side. Last year it was difficult to work because the weather conditions were very bad. Since last July, there has only been approximately 45 days of sunshine and the records indicate that much more rail fell than normal. These conditions made landfilling a difficult business, however, the material kept on coming and we managed to cover it daily, but very sparely. This then became a problem to keep the dike up on the East wall. Machinery became mired and it stood useless for weeks at a time. Winter weather also became a factor in this, and come Spring, the above-average rainy season begun. This now left us out where we could no longer perform our task to put a secure dike along this edge. It was felt before we had the entire problem under control, however, now this entire situation is now blown out of proportion. As you may recall, at Dennis' first visit, we were in the process of correcting the situation and, if given time, it would have been corrected and all this would not have come to being.

The leakage has now stopped and the slope is covered with red clay earth. Our Landfill is now approximately 150 ft. from the waterway and if diked securely with 6 ft. of earth along the edge, no leakage will take place. If we now follow your order of 300 ft., this literally shortens our life by 50% and ruins our final goals. I feel if given the chance at 150 ft. and well diked red clay earth, no more leakage will come from our Landfill.

In addition, when this project is completed, we will have a very good looking park or whatever we decide to turn this into. If we were to move the Landfill 300 ft. back, the terrain becomes hilly, then slopes and then becomes hilly again, which does not fit into our final picture. So, if you give us a chance to prove what I am saying about the dike working, I am sure we can do the job you would like us to do.

Thank you, and may I have your kind consideration in this matter in going along with our 150 ft. request.

Very truly yours,

LEHRER TRUCKING INC.

James Lehrer

James M. Lehrer
President